

THE OFFICE OF THE ASSISTANT SECRETARY OF DEFENSE
WASHINGTON, D.C. 20301-4000

May 08, 1990

PRODUCTION AND LOGISTICS
P/DARS

In reply refer to
DAR Case: 90-9/89-300
D.L. 90-07

MEMORANDUM FOR DIRECTORS OF DEFENSE AGENCIES DIRECTOR,
CONTRACTING, OASA(RD&A)/SFRD-KP DIRECTOR, CONTRACTS AND
BUSINESS MANAGEMENT,

OASN (RD&A)

DIRECTOR, CONTRACTING AND MANUFACTURING POLICY,
SAF /AQC

EXECUTIVE DIRECTOR, CONTRACTING, DLA-P EXECUTIVE
DIRECTOR, CONTRACTING MANAGEMENT, DIA-A

SUBJECT: Limitation on Payment of Funds to Influence Federal Transactions, FAR
Subpart 3.8

The Office of Management and Budget issued a memorandum on March 23, 1990, clarifying its interim final rule issued on December 20, 1989, on "Government wide Guidance for New Restrictions on Lobbying."

To implement these clarifications, I have approved a class deviation to our interim Federal Acquisition Regulation (FAR) rule that was published in the Federal Register on January 30, 1990, and in Federal Acquisition Circular 84-55. The certification required by offerors at 52.203-11 now applies only to the procurement for which the certification is being obtained, not to "any" contract. Further, certifications are required only for awards in excess of \$100,000 made on or after December 23, 1989. Certifications are not required for contracts awarded prior to December 23, even if the contract is modified after that date.

These clarifications will be incorporated into the final FAR rule.

Eleanor R. Spector
Deputy Assistant Secretary of
Defense (Procurement)

99-5-A

Posted
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CJ